

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

AMERICAN GENERAL HOME EQUITY  
INC.,

Plaintiff,

v.

KENNETH E. ROBERSON, *et al*,

Defendants.

Case No. C05-5135RJB


ORDER GRANTING  
PLAINTIFF'S MOTION FOR  
VOLUNTARY DISMISSAL OF  
ALL CLAIMS

THIS MATTER came before the Court on Plaintiff's Motion for Voluntary Dismissal of All Claims. The Court considered the Motion and the files and records in this matter and finds that the Defendants have not yet answered or filed any counterclaim. Although Plaintiff has noted the motion for April 28, 2006, there is no reason for delay in granting this motion since Plaintiff has complied with Fed. R. Civ. P. 41(a). THEREFORE, it is hereby ORDERED that

1. Defendants Kenneth and Maria Roberson are dismissed from this action with prejudice and without costs to either party.

2. Defendants the Roberson Sr. Family Trust; D.Scott Heineman, as Trustee of the Roberson Sr. Family Trust; Kurt F. Johnson, as Trustee of the Roberson Sr. Family Trust; D. Scott Heineman, Trustee, as Attorney-in-Fact for Kenneth E. Roberson and Maria Luz-Roberson, and Kurt F. Johnson, Trustee, as Attorney-in-Fact for Kenneth E. Roberson and Maria Luz-Roberson of the Roberson Sr. Family Trust; and D. Scott Heineman and Jane Doe Heineman, husband and wife, individually and the marital community composed thereof, and Kurt F. Johnson and Jane Doe Johnson, husband and wife, individually and the marital community composed thereof are dismissed without prejudice and without costs to either party.

DATED this 5<sup>th</sup> day of April, 2006.

  
Robert J. Bryan  
United States District Judge